

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WILMINGTON DIVISION  
NO.:7:08-cv-00193 FL

RASHEED ABDUR RAHMAN,	)	
	)	
	)	
Plaintiff	)	
	)	
vs.	)	_____
	)	ORDER GRANTING ATTORNEY'S
MICHAEL J. ASTRUE,	)	FEES PURSUANT TO
Commissioner of	)	42 U.S.C. § 406 (b)
Social Security Administration	)	
	)	
Defendant	)	
_____	)	

Judgment and Order were entered by this Court reversing the decision of the Commissioner under sentence four of 42 U.S § 405(g) and remanding this case to the Commissioner.

Pending before the Court is attorney James B. Gillespie, 's (Plaintiff's counsel) Motion for Attorney Fees Pursuant to 42 U.S.C. § 406(b). Plaintiff's counsel requests an award of attorney fees in the amount of \$10,431 from retroactive benefits of \$82,926. Defendant does not object. Plaintiff's counsel is crediting to Plaintiff \$5,000 awarded under the Equal Access to Justice Act (EAJA) 28 U.S.C. § 2412 and \$5,300 awarded for Services before the Commissioner.

Plaintiff's Counsel Motion is hereby GRANTED. Defendant is Ordered to pay \$10,431 to plaintiff's counsel, James B. Gillespie, and to pay Plaintiff directly any remaining withheld benefits.

This the 11th day of June, 2010.

A handwritten signature in black ink, reading "Louise W. Flanagan". The signature is written in a cursive style with a large initial "L".

---

LOUISE FLANAGAN  
CHIEF UNITED STATES DISTRICT COURT JUDGE